

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ROME DIVISION**

<b>JIM BARRETT,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>CIVIL ACTION NO.:</b>
	)	<b>4:15-CV-0055-HLM</b>
<b>v.</b>	)	
	)	
<b>WALKER COUNTY SCHOOL</b>	)	
<b>DISTRICT, MR. DAMON RAINES in</b>	)	
<b>his official and individual capacities,</b>	)	
<b>MR. MIKE CARRUTH, in his official</b>	)	
<b>Capacity,</b>	)	
	)	
<b>Defendants.</b>	)	

**DEFENDANTS' CROSS MOTION FOR PARTIAL SUMMARY  
JUDGMENT**

COME NOW, the Walker County School District ("Defendants"), Damon Raines and Mike Carruth, Defendants in the above referenced law suit, and, through the undersigned attorneys, file their Cross Motion for Partial Summary Judgment, pursuant to the Federal Rules of Civil Procedure, including but not limited to Fed.R.Civ.P. 56, Local Rule 56.1 and 7.1, as well as applicable case law, requesting the dismissal of Plaintiff's injunctive relief claims against all Defendants based on a facial challenge to Policy BCBI and the official capacity claims against the individual Defendants, showing this Honorable Court that there is no genuine issue

of material fact as to these claims, as detailed in the Memorandum of Law in Support of Partial Summary Judgment, thereby asking this Honorable Court to dismiss the foregoing claims against the Defendants.

Respectfully submitted this 24th day of February, 2016.

**GREGORY, DOYLE, CALHOUN &  
ROGERS, LLC**  
Attorneys for Defendant

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<b>Defendants.</b>	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on this 24<sup>th</sup> day of February, 2016, I served a copy of DEFENDANTS' CROSS MOTION FOR PARTIAL SUMMARY JUDGMENT which will automatically send e-mail notification to:

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